

1 BLAKE J. RUSSUM (SBN 258031)
2 KRISTINA A. FRETWELL (SBN 297624)
3 ROPERS MAJESKI PC
4 545 Middlefield Road, Suite 175
5 Menlo Park, CA 94025
6 Telephone: 650.364.8200
7 Facsimile: 650.780.1701
8 Email: blake.russum@ropers.com
kristina.fretwell@ropers.com

9
10 Attorneys for LIBERTY MUTUAL FIRE
11 INSURANCE COMPANY

12
13
14 UNITED STATES DISTRICT COURT
15 EASTERN DISTRICT OF CALIFORNIA

16 XENIA SIMMONS; ZHANA
17 McCULLOUGH; ARTHUR ROTTER; GENE
18 ROTTER; DANIELLE ROTTER; and
19 KELLYANNE ROTTER,

Plaintiff,

v.

LIBERTY MUTUAL INSURANCE
COMPANY; LIBERTY MUTUAL FIRE
INSURANCE COMPANY; and DOES
1through 150, inclusive,

Defendants.

Case No. 2:21-cv-02215-TLN-DMC
**STIPULATION AND ORDER TO
EXTEND TIME TO RESPOND TO
MOTION FOR SUMMARY
JUDGMENT**

20 **IT IS HEREBY STIPULATED** by and between Plaintiffs Xenia Simmons, Arthur
21 Rotter, Gene Rotter, Danielle Rotter, and Kellyanne Rotter (“Plaintiffs”) and Defendant Liberty
22 Mutual Fire Insurance Company (“Liberty”), by and through their respective attorneys of record,
23 that Plaintiffs shall have up to and including January 19, 2023 to file and serve their Opposition to
24 Liberty’s Motion for Summary Judgment, or in the Alternative Partial Summary Judgment.
25 Pursuant to Local Rule 230(d), Liberty’s Reply shall be filed no later than ten days after
26 Plaintiffs’ Opposition is filed, or January 30, 2023.

27 ///

28 ///

STIPULATION AND ORDER TO EXTEND
TIME TO RESPOND TO MOTION FOR
SUMMARY JUDGMENT

The parties are scheduled to participate in a mediation on December 6, 2022. The parties wish to avoid unnecessary costs if the matter can be resolved informally. The parties contemplate the extension of time will give mediation the greatest chance for success.

All signatories to this Stipulation, and on whose behalf the filing is submitted, concur in the Stipulation's content and have authorized its filing.

Dated: December 1, 2022

ROPER MAJESKI PC

By:/s/ *Kristina A. Fretwell*
BLAKE J. RUSSUM
KRISTINA A. RETWELL
Attorneys for Defendant LIBERTY
MUTUAL FIRE INSURANCE COMPANY

Dated: December 1, 2022

**REINER, SLAUGHTER, MAINZER &
FRANKEL, LLP**

By: s/ Benjamin H. Mainzer
BENJAMIN H. MAINZER
Attorneys for Plaintiffs

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: December 1, 2022


Troy L. Nunley
United States District Judge